

REMARKS

Claims 1-24 are pending in the application.

Claims 1-24 have been rejected.

Claims 1, 7, 10, 13, 16, 19, 21, and 23 have been amended, as set forth herein.

Claims 1-24 remain pending in the application.

Reconsideration of the claims is respectfully requested. The Applicant makes the aforementioned amendments and subsequent arguments to place this application in condition for allowance. Alternatively, the Applicant makes these amendments and offers these arguments to properly frame the issues for appeal. In this Response, the Applicant makes no admission concerning any now moot rejection or objection, and affirmatively denies any position, statement or averment of the Examiner that was not specifically addressed herein.

I. **REJECTION UNDER 35 U.S.C. § 103**

Claims 1, 2, 5-17 and 19-24 were rejected under 35 U.S.C. § 103 as allegedly being unpatentable over U.S. Patent Publication No. 2003/0210660, listing *Wiberg* et al. as inventors (“Wiberg”) and U.S. Patent Publication No. 2004/0052236, listing *Hwang* et al. as inventors (“Hwang”). Claims 3, 4, and 18 were rejected under 35 U.S.C. § 103 as allegedly being unpatentable over *Wiberg* in view of *Hwang*, and in further view of U.S. Patent Publication No. 2009/0213904, listing *Sun* et al. as inventors (“Sun”). The independent claims have been amended.

Independent Claim 1 should be allowed because the cited references fail to disclose, expressly or inherently, at least the following claim features:

inserting changed CAI as a specific control information into a specified field in a traffic burst in the downlink timeslot corresponding to current TTI *only if the CAI will change*

(Emphasis added). In particular, *Wiberg* fails to disclose that the alleged CAI is inserted “only if the CAI will change” as claimed. There is simply no indication in *Wiberg* of such a feature. *Hwang* and *Sun* do not cure these deficiencies.

For at least these reasons, the Applicants submit that Independent Claim 1 and its dependent claims should be allowed. Independent Claims 7, 10, 13, 16, 19, 21, and 23 and their dependent claims should be allowed for analogous reasons.

Accordingly, the Applicant respectfully requests withdrawal of the § 103 rejections of the Claims.

IV. CONCLUSION

As a result of the foregoing, the Applicant asserts that the remaining Claims in the Application are in condition for allowance, and respectfully requests an early allowance of such Claims.

If any issues arise, or if the Examiner has any suggestions for expediting allowance of this Application, the Applicant respectfully invites the Examiner to contact the undersigned at the telephone number indicated below or at *rmccutcheon@munckcarter.com*.

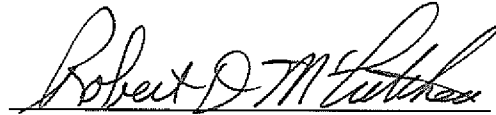
The Commissioner is hereby authorized to charge any additional fees connected with this communication or credit any overpayment to Deposit Account No. 50-0208.

Respectfully submitted,

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